

STATEMENT OF STIPULATED FACTUAL BASIS

The County of Los Angeles is a local governmental agency within the meaning of 18 U.S.C. § 666(a)(1) and (d)(2), (3). The Los Angeles Sheriff's Department ("LASD") is a department within the County of Los Angeles. LASD is responsible for the Los Angeles County Jails, including but not limited to the Men's Central Jail ("MCJ") located at 441 Bauchet Street, Los Angeles, CA 90012. At all relevant times, defendant Gilbert Michel ("Michel" or "defendant") was a LASD deputy working at MCJ. As a LASD deputy working at MCJ, defendant was responsible for the operation of the County's Jail system and for the care, custody, security, and rehabilitation of all sentenced and pretrial inmates housed within the MCJ. This included preventing contraband from being given to the inmates.

In all relevant "one year period[s]," as that term is used in 18 U.S.C. § 666(b), the LASD received millions of dollars in "Federal assistance," as that term is used in 18 U.S.C. § 666(b).

In 2011, an inmate who was working with the Federal Bureau of Investigation ("FBI") as a confidential source ("CSI") asked deputies, including but not limited to defendant, to smuggle a phone into him while he was housed at MCJ. As part of the undercover operation the CSI let it be known that he had access to large sums of criminally obtained cash and that he further had an associate outside of prison who would pay a deputy to bring a cell phone into MCJ for the CSI to use. The CSI gave a number of LASD deputies the phone number to an undercover FBI agent ("UC") who was acting as the CSI's associate.

EXHIBIT B

1 On July 7, 2011, Michel called the phone number that the CSI
2 had given out and left a message for the UC to return his call.
3 Thereafter, Michel and the CSI agreed as to the amount of money
4 the CSI, through the UC, would pay for the cellular telephone.
5 Ultimately it was decided that the CSI would have the UC pay
6 Michel \$700 when the UC gave Michel the telephone and an
7 additional sum when the UC got confirmation that the telephone
8 had been given to the CSI. After multiple missed calls and
9 messages, Michel and the UC arranged to meet so that the UC could
10 give Michel the phone and money. On July 20, 2011, in a parking
11 lot near Vermont and the 105 Freeway in Los Angeles County,
12 California, the UC provided Michel with a cellular telephone for
13 the CSI's use and \$700 as a bribe to Michel for taking contraband
14 into MCJ. Michel accepted both and did so corruptly and in
15 accepting the money was influenced or rewarded in connection with
16 the business of LASD, namely abrogating his duty to keep the LA
17 County jails safe, secure, and free from contraband.

18 Thereafter, the CSI contacted the UC, on the telephone that
19 the UC had given Michel indicating that the CSI had in fact
20 received it. The CSI continued to use the telephone to contact
21 the UC about conditions inside MCJ. The CSI could only use the
22 the telephone while Michel was on duty, and the CSI gave the
23 telephone to Michel prior to the end of each of Michel's shifts,
24 so that Michel could charge the telephone. The CSI told Michel
25 that he would have the UC give Michel \$2,000 every time Michel
26 gave the CSI the telephone. Additionally, the CSI told Michel
27 that he would have a total of \$20,000 sent via a cashier's check
28 to Michel or his designee as long as Michel would continue to

1 supply the CSI with the telephone and other contraband. Michel
2 agreed. Again, Michel made this agreement corruptly and with the
3 intent to be influenced and rewarded in connection with his
4 duties as a LASD deputy, specifically a guard at MCJ.

5 Meanwhile, on August 4, 2011, the UC and Michel met again
6 and the UC gave Michel \$800 for the telephone and to take a
7 written message (or "kite") to the CSI. Defendant accepted the
8 \$800 corruptly and with the intent to be influenced or rewarded
9 in connection with the business of LASD in connection with his
10 duties as a LASD deputy, specifically a guard at MCJ. Michel
11 explained to the UC that he was owed much more based on his
12 agreement with the CSI. However, no further transactions took
13 place as, on August 8, 2011, Michel informed the UC that the
14 telephone had been found within MCJ.